

UNITED STATES DISTRICT COURT

FILED
 UNITED STATES DISTRICT COURT
 ALBUQUERQUE, NEW MEXICO

JAN 03 2017

MATTHEW J. DYKMAN
 CLERK

Case No.

MJ 17-13

United States of America)

v.)

April LUNA-CONTRERAS)

and)

Esthela CONTRERAS-LUNA)

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of 12/30/2016 in the county of Bernalillo in the
 Judicial District of New Mexico, the defendant(s) violated:

Code Section

21 USC 846 (a) (1), (b) (1) (A)

Offense Description

Conspiracy to possess more than 500
 grams of a mixture or substance
 containing a detectable amount of
 Methamphetamine With Intent to Distribute

This criminal complaint is based on these facts:

*** SEE ATTACHED AFFIDAVIT ***

☒ Continued on the attached sheet.

Sworn to before me and signed in my presence.

Date: 1/1/2017

City and state: Albuquerque, New Mexico

Jarrell W. Perry
 Complainant's signature

Jarrell W. Perry, Special Agent DEA

Printed name and title

Karen B. Molzen
 Judge's signature

Karen B. Molzen, US Magistrate Judge

Printed name and title

*Signed by S/A Jarrell W. Perry at the
 direction of US Magistrate Judge Karen
 B. Molzen on 01-01-2017 @ 10:20 am

AFFIDAVIT

On December 30, 2016, Drug Enforcement Administration (DEA) Special Agent (S/A) Jarrell W. Perry and New Mexico State Police K-9 Officer Joshua Campos were at the Amtrak Train Station, 320 First Street, Albuquerque, New Mexico to meet the eastbound Amtrak Train which makes a regularly scheduled stop in Albuquerque, New Mexico.

S/A Perry approached two females, later identified as April LUNA-CONTRERAS and Estela CONTRERAS-LUNA, who were seated in their respective seats directly beside one another in the coach section of the Amtrak Train. S/A Perry displayed his DEA badge to LUNA-CONTRERAS and CONTRERAS-LUNA, identified himself as a police officer to LUNA-CONTRERAS and CONTRERAS-LUNA, asked for and received permission to speak with LUNA-CONTRERAS and CONTRERAS-LUNA. LUNA-CONTRERAS and CONTRERAS-LUNA stated that they were mother and daughter traveling together.

After a short conversation about their travel, S/A Perry asked for and received permission from LUNA-CONTRERAS to search around her waist area for contraband. A consensual search revealed a hard-like bundle concealed to LUNA-CONTRERAS' abdomen area that S/A Perry knew from experience was consistent with the concealment method and that it was as bundle of illegal narcotics which S/A Perry had observed in the past concealed to passengers bodies .

S/A Perry asked for and received permission from CONTRERAS-LUNA to search around her waist area for contraband as well. A consensual search revealed a hard-like bundle concealed to CONTRERAS-LUNA's upper abdomen area that S/A Perry knew from experience was consistent with the concealment method and that it was as bundle of illegal narcotics which S/A Perry had observed in the past concealed to passengers bodies.

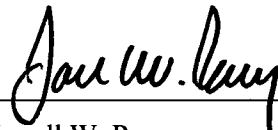
S/A Perry handcuffed LUNA-CONTRERAS and CONTRERAS-LUNA, thus placing them under arrest. LUNA-CONTRERAS and CONTRERAS-LUNA was removed from the Amtrak Train and transported to the Drug Enforcement Administration (DEA) Albuquerque District Office (ADO).

At the DEA ADO, DEA S/A Julie Olmsted, a female agent, removed a total of three clear plastic wrapped bundles from LUNA-CONTRERAS' body which contained a clear crystal like substance. The three bundles from LUNA-CONTRERAS were weighed by S/A Perry and Officer Campos for a total weight of approximately 1.90 gross kilograms (4.256 gross pounds). S/A Perry and Officer Campos field-tested the clear crystal like substance from one of the bundles, which revealed a positive reaction for the presence of methamphetamine.

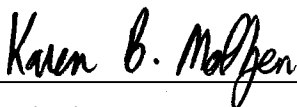
At the DEA ADO, DEA S/A Julie Olmsted, removed a total of six clear plastic wrapped bundles from CONTRERAS-LUNA's body which contained a clear crystal like substance. The six bundles from CONTRERAS-LUNA were weighed by S/A Perry and Officer Campos for a total weight of approximately 2.85 gross kilograms (6.384 gross pounds). S/A Perry and Officer Campos field-tested the clear crystal like substance from one of the bundles, which revealed a positive reaction for the presence of methamphetamine.

At the DEA ADO, S/A Perry, in the presence of Officer Campos, read LUNA-CONTRERAS her Miranda rights, per DEA 13a. LUNA-CONTRERAS said that she understood each of her Miranda rights and agreed to answer questions. LUNA-CONTRERAS said that she and her mother, CONTRERAS-LUNA, agreed to transport the bundles, which she believed to contain drugs, from San Diego, California to Lakeland, Florida. LUNA-CONTRERAS said that she knew that the drugs were illegal, but did not know what type of drugs or how much they weighed. LUNA-CONTRERAS said that she was to be paid for transporting the drugs, but did not know how much she was going to be paid. LUNA-CONTRERAS said that she was going to give part of the money to CONTRERAS-LUNA for transporting the drugs.

This affidavit is submitted for the limited purpose of providing probable cause to support the attached criminal complaint.



Jarrell W. Perry
Special Agent
Drug Enforcement Administration



United States Magistrate Judge

Karen B. Molzen

*Signed at the direction of
US Magistrate Judge Karen B.
Molzen by S/A Jarrell W. Perry
on 01-01-2017 @ 10:20 a.m.